

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 274 - HB 1264

February 17, 2017

SUMMARY OF BILL: Adds housing and apartment complex common areas, including lobbies, hallways, and courtyards, to areas which are not considered open to the general public for purposes of criminal trespass.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-14-405(a), a person commits criminal trespass if the person enters and remains on property without the consent of the owner, with consent being inferred on commercial property that is available to the general public.
- The proposed language would remove housing and apartment complex common areas from areas that are considered open to the general public for purposes of determining criminal trespass violations.
- Owners of such property are not required to post signage indicating that trespassing is prohibited.
- Criminal trespass is a class C misdemeanor pursuant to Tenn. Code Ann. § 39-14-405(g). There will not be a sufficient change in the number of prosecutions for state or local government to experience any significant change in revenue or expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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